

**CITY OF STOCKTON  
DEPARTMENT OF MUNICIPAL UTILITIES**

**BID FORMS**

(Pages BF 1 through BF 17)

FOR

**South Stockton Aqueduct**

Project No. MUD 02-010

EDA Award No. 07-01-05485

(Volume 3 of 3)

PLEASE USE BLACK INK WHEN YOU PREPARE THESE FORMS

DO NOT DETACH ANY OF THIS MATERIAL  
THIS CONSTITUTES YOUR BID PROPOSAL

SUBMIT ONE ORIGINAL OF THIS BID PROPOSAL

BID ORIENTATION: October 27, 2004, 10:00 a.m.

BID OPENING: November 10, 2004, 2:00 p.m.

BIDDER'S NAME: SUNDT CONSTRUCTION, INC.

PLANHOLDER NO. 38

4

## BIDDERS CHECK LIST

### CITY OF STOCKTON

Did you complete and properly sign all forms provided? Do not substitute forms.

- ☒ Bid for Public Work (pages BF-2 through BF-5).
- ☒ List of Subcontractors (page BF-6).
- ☒ Sign and notarize by jurat certificate the "Non-Collusion Affidavit" form. An "All-Purpose Acknowledgment" form will not be sufficient.
- ☒ Equal Employment Opportunity Certification.
- ☒ Public Contract Code (Section 10285.1, Section 10162, Section 10232).
- ☒ Debarment and Suspension Certification.
- ☒ Non-lobbying Certification.
- ☒ Disclosure of Lobbying Activities.
- ☐ Complete and properly sign the "Construction & Demolition (C&D) Debris Checklist." This checklist may be submitted not later than 2:00 p.m. on the third business day following bid opening.
- ☐ Advise all subcontractors of prevailing wage rate requirements.
- ☒ Include your 10% bidders security, bond or check.
- ☒ Sign and include with bid all Letters of Clarification.
- ☒ Submit one (1) Original of the bid proposal.
- ☒ Deliver bid to City Hall, City Clerks Office (1st floor), 425 N. El Dorado Street, Stockton, CA 95202 not later than **Wednesday, November 10, 2004, 2 p.m.** Each bid submitted for this project shall be enclosed in a sealed envelope clearly marked "BID" and shall indicate the project name, project number, bid opening date, and contractor's name and address. Each bid shall be on the official bidding forms and documents obtained from the City and must conform to the requirements of the official bidding documents, including the plans and specifications. Bidders must obtain copies of the bidding documents at 2500 Navy Drive, Stockton, California 95206. A non-refundable charge of \$135.00 in the form of a check payable to the City of Stockton will be required for each set of documents. Official bidding documents including plans and specifications, must be purchased in order to obtain the plan holder's number, which is a requirement in order to bid this project. **Please note that some overnight delivery services do not deliver directly to the City Clerk's Office. This could result in the bid arriving in the City Clerk's Office after the bid opening deadline and therefore not being accepted.**

BID FOR PUBLIC WORK

CITY OF STOCKTON

Stockton, CA 11/10, 2004

TO THE HONORABLE CITY COUNCIL OF THE CITY OF STOCKTON:

Pursuant to your Notice Inviting Sealed Bids, I, We, or either of us  
(State whether individual, firm, corporation, association, or co-partnership)

hereby offer (and hereby promise and agree in case this bid is accepted) to furnish all labor, material, equipment and supplies necessary to complete the work mentioned in said Notice Inviting Sealed Bids in strict accordance with the plans and specifications for said work to be done and labor, materials, and equipment and supplies to be furnished, which plans and specifications are on file in the office of the City Clerk of the City of Stockton and made part hereof by reference, the same as if herein fully set out, at the following rates and prices, to-wit:

\*  
\*  
**PROJECT NO. MUD 02-010**  
**EDA AWARD NO. 07-01-05485**

**BIDDING SCHEDULE**

Each bidder shall bid each item. Failure to bid an item shall be just cause for considering the bid as non-responsive.

ITEM	UNIT	DESCRIPTION	QUANTITY	BID UNIT PRICE	TOTAL BID
1.	Allowance	SWPPP Preparation and Revisions	1	\$7,500	\$7,500
2.	Allowance	SWPPP Implementation (Erosion, Sediment and Water Pollution Control)	1	\$60,000	\$60,000
3.	Allowance	San Joaquin County Encroachment Permit	1	\$70,000	\$70,000
4.	Lump Sum	Mobilization and Demobilization	1		
5.	Lump Sum	Critical Path Method (CPM) Construction Schedule	1		
6.	Lump Sum	Construction Project Information Signs	1		
7.	Lump Sum	Traffic Control System	1		
8.	Lump Sum	Sheeting, Shoring, Bracing (Open Cut)	1		
9.	Unit Price per Linear Foot	16 IN Waterline Open Cut, Paved Areas	1,310 FT		
10.	Unit Price per Linear Foot	36 IN Watermain Open Cut, Paved Areas	4,473 FT		
11.	Unit Price per Linear Foot	42 IN Watermain Open Cut, Paved Areas	9,592 FT		
12.	Unit Price per Linear Foot	42 IN Watermain Open Cut, Unpaved Areas	11,558 FT		
13.	Unit Price per Linear Foot	Highway 99 Crossing, 42 IN Watermain	289 FT		
14.	Unit Price per Linear Foot	Intersection of Mariposa Road and Carpenter Road Crossing, 42 IN Watermain (Station 88+60 to 90+43)	199 FT		
15.	Unit Price per Linear Foot	Burlington Railroad Crossing, 42 IN Watermain	158 FT		

ITEM	UNIT	DESCRIPTION	QUANTITY	BID UNIT PRICE	TOTAL BID
16.	Unit Price per Linear Foot	Highway 4 Crossing, 42 IN Watermain	91 FT		
17.	Unit Price per Linear Foot	Diverting Canal Crossing, 42 IN Watermain	523 FT		
18.	Lump Sum	Flow Meter Vault, Concrete	1		
19.	Unit Price	Combination Air Valve Assembly, Traffic Areas 4 IN	3		
20.	Unit Price	Combination Air Valve Assembly, Traffic Areas 6 IN	6		
21.	Unit Price	Combination Air Valve Assembly, Non-Traffic Areas 4 IN	4		
22.	Unit Price	Combination Air Valve Assembly, Non-Traffic Areas 6 IN	2		
23.	Unit Price	16 IN Butterfly Valve	2		
24.	Unit Price	36 IN Butterfly Valve(s)	1		
25.	Unit Price	42 IN Butterfly Valve(s)	14		
26.	Unit Price	Butterfly Valve Vault	1		
27.	Unit Price	Blow-off Valve, Traffic Areas	2		
28.	Unit Price	Blow-off Valve, Non-Traffic Areas	5		
29.	Unit Price	Access Manhole	14		
30.	Lump Sum	Testing and Disinfection	1		
31.	Lump Sum	Power and Control Conduits	1		
32.	Lump Sum	Programming	1		
33.	Lump Sum	Instruction of City Personnel on all Work	1		
34.	Lump Sum	Operation and Maintenance (O&M) Manuals on all Work	1		
35.	Lump Sum	Contractor's Record Drawings on all Work	1		
		TOTAL BID: The sum of Items 1 through 35			

PROJECT NO. MUD 02-010  
EDA AWARD NO. 07-01-05485

BIDDING SCHEDULE A

THIS SCHEDULE CONSISTS OF ALL WORK EXCEPT CONSTRUCTION OF PIPELINE IN THE WESTERN FRONTAGE ROAD OF HIGHWAY 99, STATION 1000+00 TO 1013+12.78.

Each bidder shall bid each item and each schedule. Failure to bid an item or schedule shall be just cause for considering the bid as non-responsive.

ITEM	UNIT	DESCRIPTION	QUANTITY	BID UNIT PRICE	TOTAL BID
1.	Allowance	SWPPP Preparation and Revisions	1	\$7,200	\$7,200
2.	Allowance	SWPPP Implementation (Erosion, Sediment and Water Pollution Control)	1	\$57,600	\$57,600
3.	Allowance	San Joaquin County Encroachment Permit	1	\$38,600	\$38,600
4.	Lump Sum	Mobilization and Demobilization	1	400,000 <sup>00</sup>	400,000 <sup>-</sup>
5.	Lump Sum	Critical Path Method (CPM) Construction Schedule	1	10,000 <sup>00</sup>	10,000 <sup>-</sup>
6.	Each	Construction Project Information Signs	16	1,000 <sup>00</sup>	16,000 <sup>-</sup>
7.	Lump Sum	Traffic Control System	1	107,000 <sup>00</sup>	107,000 <sup>-</sup>
8.	Lump Sum	Sheeting, Shoring, Bracing (Open Cut)	1	100,000 <sup>00</sup>	100,000 <sup>-</sup>
9.	Unit Price per Linear Foot	16 IN Waterline Open Cut, Paved Areas	200 FT	207 <sup>00</sup>	41,400 <sup>-</sup>
10.	Unit Price per Linear Foot	24 IN Watermain Open Cut, Paved Areas	4,285 FT	157 <sup>00</sup>	672,745 <sup>-</sup>
11.	Unit Price per Linear Foot	42 IN Watermain Open Cut, Paved Areas	9,592 FT	254 <sup>00</sup>	2,436,368 <sup>-</sup>
12.	Unit Price per Linear Foot	42 IN Watermain Open Cut, Unpaved Areas	11,558 FT	177 <sup>00</sup>	2,045,746 <sup>-</sup>
13.	Unit Price per Linear Foot	Highway 99 Crossing, 42 IN Watermain	289 FT	1,750 <sup>00</sup>	505,750 <sup>-</sup>
14.	Unit Price per Linear Foot	Intersection of Mariposa Road and Carpenter Road Crossing, 42 IN Watermain	199 FT	1,550 <sup>00</sup>	308,450 <sup>-</sup>
15.	Unit Price per Linear Foot	Burlington Railroad Crossing, 42 IN Watermain	158 FT	1,715 <sup>00</sup>	270,970 <sup>-</sup>

ITEM	UNIT	DESCRIPTION	QUANTITY	BID UNIT PRICE	TOTAL BID
16.	Unit Price per Linear Foot	Highway 4 Crossing, 42 IN Watermain	91 FT	2,290 <sup>00</sup>	208,390 <sup>-</sup>
17.	Unit Price per Linear Foot	Diverting Canal Crossing, 42 IN Watermain	523 FT	2,450 <sup>00</sup>	1,281,350 <sup>-</sup>
18.	Lump Sum	Flow Meter Vault, Concrete	1	91,000 <sup>00</sup>	91,000 <sup>-</sup>
19.	Unit Price	Combination Air Valve Assembly, Traffic Areas 4 IN	2	14,200 <sup>00</sup>	28,400 <sup>-</sup>
20.	Unit Price	Combination Air Valve Assembly, Traffic Areas 6 IN	6	14,800 <sup>00</sup>	88,800 <sup>-</sup>
21.	Unit Price	Combination Air Valve Assembly, Non-Traffic Areas 4 IN	4	12,800 <sup>00</sup>	51,200 <sup>-</sup>
22.	Unit Price	Combination Air Valve Assembly, Non-Traffic Areas 6 IN	2	15,200 <sup>00</sup>	30,400 <sup>-</sup>
23.	Unit Price	16 IN Butterfly Valve	3	5,300 <sup>00</sup>	15,900 <sup>-</sup>
24.	Unit Price	24 IN Butterfly Valve(s)	1	7,800 <sup>00</sup>	7,800 <sup>-</sup>
25.	Unit Price	42 IN Butterfly Valve(s)	14	18,000 <sup>00</sup>	252,000 <sup>-</sup>
26.	Unit Price	Butterfly Valve Vault	1	54,000 <sup>00</sup>	54,000 <sup>-</sup>
27.	Unit Price	Blow-off Valve, Traffic Areas	2	8,700 <sup>00</sup>	17,400 <sup>-</sup>
28.	Unit Price	Blow-off Valve, Non-Traffic Areas	5	7,400 <sup>00</sup>	37,000 <sup>-</sup>
29.	Unit Price	Access Manhole	14	6,500 <sup>00</sup>	91,000 <sup>-</sup>
30.	Lump Sum	Testing and Disinfection	1	95,000 <sup>00</sup>	95,000 <sup>-</sup>
31.	Lump Sum	Power and Control Conduits	1	100,000 <sup>00</sup>	100,000 <sup>-</sup>
32.	Lump Sum	Programming	1	100,000 <sup>00</sup>	100,000 <sup>-</sup>
33.	Lump Sum	Instruction of City Personnel on all Work	1	5,000 <sup>00</sup>	5,000 <sup>-</sup>
34.	Lump Sum	Operation and Maintenance (O&M) Manuals on all Work	1	5,000 <sup>00</sup>	5,000 <sup>-</sup>
35.	Lump Sum	Contractor's Record Drawings on all Work	1	5,000 <sup>00</sup>	5,000 <sup>-</sup>
36.	Lump Sum	Installation of City Furnished Materials at SEWD	1	25,000 <sup>00</sup>	25,000 <sup>-</sup>
		<b>TOTAL BID SCHEDULE A:</b> The sum of Items 1 through 36			9,607,489 <sup>-</sup>

**PROJECT NO. MUD 02-010  
EDA AWARD NO. 07-01-05485**

**BIDDING SCHEDULE B**

**THIS SCHEDULE CONSISTS ONLY OF WORK TO CONSTRUCT PIPELINE IN THE WESTERN FRONTAGE ROAD OF HIGHWAY 99, STATION 1000+00 TO 1013+12.78.**

Each bidder shall bid each item and each schedule. Failure to bid an item or schedule shall be just cause for considering the bid as non-responsive.

ITEM	UNIT	DESCRIPTION	QUANTITY	BID UNIT PRICE	TOTAL BID
1.	Allowance	SWPPP Preparation and Revisions	1	\$1,000	\$1,000
2.	Allowance	SWPPP Implementation (Erosion, Sediment and Water Pollution Control)	1	\$2,400	\$2,400
3.	Allowance	San Joaquin County Encroachment Permit	1	\$1,600	\$1,600
4.	Lump Sum	Mobilization and Demobilization	1	8,000 <sup>00</sup>	8,000 <sup>-</sup>
5.	Lump Sum	Critical Path Method (CPM) Construction Schedule	1	1,000 <sup>00</sup>	1,000 <sup>-</sup>
6.	-	Not Used	-		
7.	Lump Sum	Traffic Control System	1	4,500 <sup>00</sup>	4,500 <sup>-</sup>
8.	Lump Sum	Sheeting, Shoring, Bracing (Open Cut)	1	5,000 <sup>00</sup>	5,000 <sup>-</sup>
9.	Unit Price per Linear Foot	16 IN Waterline Open Cut, Paved Areas	1,310 FT	160 <sup>00</sup>	209,600 <sup>-</sup>
10.	-	Not Used	-		
11.	-	Not Used	-		
12.	-	Not Used	-		
13.	-	Not Used	-		
14.	-	Not Used	-		
15.	-	Not Used	-		
16.	-	Not Used	-		
17.	-	Not Used	-		



ITEM	UNIT	DESCRIPTION	QUANTITY	BID UNIT PRICE	TOTAL BID
18.	-	Not Used	-		
19.	Unit Price	Combination Air Valve Assembly, Traffic Areas 4 IN	1	11,500 <sup>00</sup>	11,500 <sup>-</sup>
20.	-	Not Used	-		
21.	-	Not Used	-		
22.	-	Not Used	-		
23.	Unit Price	16 IN Butterfly Valve	1	7,300 <sup>00</sup>	7,300 <sup>-</sup>
24.	-	Not Used	-		
25.	-	Not Used	-		
26.	-	Not Used	-		
27.	-	Not Used	-		
28.	-	Not Used	-		
29.	-	Not Used	-		
30.	Lump Sum	Testing and Disinfection	1	7,700 <sup>00</sup>	7,700 <sup>-</sup>
31.	-	Not Used	-		
32.	-	Not Used	-		
33.	Lump Sum	Instruction of City Personnel on all Work	1	500 <sup>00</sup>	500 <sup>-</sup>
34.	Lump Sum	Operation and Maintenance (O&M) Manuals on all Work	1	500 <sup>00</sup>	500 <sup>-</sup>
35.	Lump Sum	Contractor's Record Drawings on all Work	1	500 <sup>00</sup>	500 <sup>-</sup>
36.	-	Not Used	-		
		<b>TOTAL BID SCHEDULE B:</b> The sum of Items 1 through 36			261,100 <sup>-</sup>

PROJECT NO. MUD 02-010  
EDA AWARD NO. 07-01-05485

BID SUMMARY SHEET

TOTAL BID SCHEDULE A: \$ 9,607,489 -  
(use numbers)

TOTAL BID SCHEDULE B: \$ 261,000 -  
(use numbers)

TOTAL BID FOR SCHEDULE A AND B: NINE MILLION, EIGHT HUNDRED SIXTY EIGHT  
(use words)  
THOUSAND, FIVE HUNDRED EIGHTY NINE & NO/100.  
\$ 9,868,589 -  
(use numbers)

The undersigned agrees that if this bid is accepted, he/she will contract with the City of Stockton in the form of contract attached hereto to perform all of the work in accordance with the contract and the drawings, specifications, and other documents incorporated therein; that he/she will take in full payment therefor, and for all other obligations assumed under the contract, the prices set forth in the following bid schedule except as otherwise provided in the specifications; and that he/she will execute such contract and furnish the required contract bonds in the manner and within the time provided in the bidding requirements and conditions. The undersigned further agrees that he/she has carefully examined the site of the work and the bid documents and any addenda thereto, and is fully informed of the nature and location of the work, the quantities of the work, and the conditions to be encountered in performing the work; that the only parties interested in this bid as principals are those named herein and that this bid is made without collusion with any other party; and that this bid is submitted in all respects in accordance with the bidding requirements and conditions and all other requirements of the bid documents.

A bid guaranty accompanies this bid in the form of (underline one of the following):

1. Cash, or
2. Cashier's check, or
3. Certified check payable to City of Stockton, or
4. Bidder's bond in favor of the City (see Note 3 below)

For any amount not less than ten percent (10%) of the aggregate of the bid.

Also accompanying this bid are the following attachments, properly executed and signed:

1. List of Subcontractors to be Used in the Work
2. Non-Collusion Affidavit.
3. Letters of Clarification numbered \_\_\_\_\_ through \_\_\_\_\_ (if issued)

The City reserves the right to reject any and all bids.

SUNDI CONSTRUCTION, INC. 415-892-0848 86-0366154  
(Firm Name) (Phone) (Tax I.D. No.)


P.O. Box 688 NOVATO, CA 94948  
(Address) (City) (State)

453175 A, B 3/31/2006  
(Contractor) (Lic. No. & Classification) (Expiration Date)

By my signature on this proposal I certify, under penalty of perjury under the laws of the State of California, that the foregoing questionnaire and statements of Public Contract Code Section

10162, 10232, and 10285.1 are true and correct and that the bidder has complied with the requirements of Section 8103 of the Fair Employment and Housing Commission Regulations (Chapter 5, Title 2 of the California Administrative Code). By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and the United States of America, that the non-collusion affidavit required by Title 23 United State code, Section 112 and Public Contract Code Section 7106; and the Title 49 Code of Federal Regulations, Part 29 Debarment and suspension Certification are true and correct.

THE REPRESENTATIONS MADE HEREIN ARE MADE UNDER PENALTY OF PERJURY

  
DEE FEDRICK

BIDDER SIGN  
HERE

SR. VICE PRESIDENT (Signature)  
(Title)

NOTE 1 CONTRACTOR'S LICENSING LAW--In accordance with California Public Contract Code 20103.5 when federal funds are involved in local agency contracts, no bid shall be invalidated by the failure of the bidder to be licensed in California at the time of bid opening. However, at the time of award the selected contractor shall be properly licensed in accordance with the laws of the State.

NOTE 2 All bids shall be clearly and distinctly written and if any erasure or interlineation occurs therein, before the bid is filed with the City Clerk, said erasure or interlineation must be initialed by the person authorized to prepare and execute the bid.

NOTE 3 If bidder elects to submit a bidder's bond as a bid guaranty, the bid bond must be signed by both the bidder and the surety.

LIST OF SUBCONTRACTORS

GENERAL CONTRACTOR: SUNDT CONSTRUCTION, INC.

PROJECT: SOUTH STOCKTON AQUEDUCT

PLEASE LIST BELOW ALL SUBCONTRACTORS CONTRIBUTING TO THIS WORK

Each bidder shall give the name, business address, description of the work, and the dollar amount to be PAID the subcontractor, for each subcontractor that will be used on the project, if the Bidder is awarded the contract. Only subcontractors with work in excess of one-half of one percent of the Bidder's total bid need to be listed. All work in excess of one-half of one percent of the Bidder's total bid, for which a subcontractor is not listed on this form, shall be performed by the Bidder's own organization. Additional numbered pages listing proposed subcontractors may be attached to this page. Each page shall be headed "Proposed Subcontractors" and shall be signed by the Bidder.

(MUST PRINT LEGIBLY OR TYPE)

<u>NAME</u>	<u>BUSINESS ADDRESS (CITY)</u>	<u>TYPE OF WORK</u>	<u>AMOUNT</u>
GRANITE CONST.	STOCKTON, CA	AC OVERLAY	\$209,000-
PIPE JACKING UNLIMITED	SAN BERNARDINO, CA	TUNNELS	\$1,130,000-
HORN ELECTRIC	LODI, CA	ELECTRICAL & INST	202,000-

Dee Fedrick  
(SIGNATURE OF BIDDER)

BIDDER SIGN  
HERE

DEE FEDRICK, Sr. Vice President  
NON-COLLUSION

LIST OF SUBCONTRACTORS

GENERAL CONTRACTOR: SUNDT CONSTRUCTION, INC.

PROJECT: SOUTH STOCKTON AQUEDUCT

PLEASE LIST BELOW ALL SUBCONTRACTORS CONTRIBUTING TO THIS WORK

Each bidder shall give the name, business address, description of the work, and the dollar amount to be PAID the subcontractor, for each subcontractor that will be used on the project, if the Bidder is awarded the contract. Only subcontractors with work in excess of one-half of one percent of the Bidder's total bid need to be listed. All work in excess of one-half of one percent of the Bidder's total bid, for which a subcontractor is not listed on this form, shall be performed by the Bidder's own organization. Additional numbered pages listing proposed subcontractors may be attached to this page. Each page shall be headed "Proposed Subcontractors" and shall be signed by the Bidder.

(MUST PRINT LEGIBLY OR TYPE)

<u>NAME</u>	<u>BUSINESS ADDRESS</u> <u>(CITY)</u>	<u>TYPE OF WORK</u>	<u>AMOUNT</u>
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Dee Fedrick  
(SIGNATURE OF BIDDER)

BIDDER SIGN  
HERE

DEE FEDRICK, Sr. Vice President  
NON-COLLUSION

No. 1

**AFFIDAVIT FOR INDIVIDUAL BIDDER**

STATE OF CALIFORNIA, )ss.  
County of \_\_\_\_\_  
(insert)

\_\_\_\_\_ being first duly sworn, deposes and says: That he is the party making the foregoing or bid; that such bid is genuine and not sham or collusive, or made in the interest or behalf of any person not named herein; that said bidder has not colluded, conspired, connived or agreed, directly or indirectly with, or induced or solicited any other bidder or person, firm or corporation to put in a sham bid, or that such other person, firm or corporation shall or should refrain from bidding; and has not in any manner sought by collusion to secure to himself any advantage over or against the City, or any person interested in said improvement, or over any other bidder.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_  
(Signature—Individual Bidder)

Notary Public in and for the County of \_\_\_\_\_  
State of California (insert)

No. 2

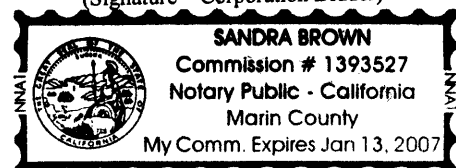
**AFFIDAVIT FOR CORPORATION BIDDER**

STATE OF CALIFORNIA, )ss.  
County of MARIN

DEE FEDRICK (insert) being first duly sworn, deposes and says: That he is the SR. VICE PRESIDENT of a corporation, which corporation is the party making the foregoing or bid; that such bid is genuine and not sham or collusive, or made in the interest or behalf of any person not named herein; that said bidder has not colluded, conspired, connived or agreed, directly or indirectly with, or induced or solicited any other bidder or person, firm or corporation to put in a sham bid, or that such other person, firm or corporation shall or should refrain from bidding; and has not in any manner sought by collusion to secure to himself any advantage over or against the City, or any person interested in said improvement, or over any other bidder.

Subscribed and sworn to before me this 9th day of NOVEMBER, 2004  
(Signature—Corporation Bidder)

Sandra Brown  
Notary Public in and for the County of MARIN  
State of California (insert)



No. 3

**AFFIDAVIT FOR FIRM, ASSOCIATION OR CO-PARTNERSHIP**

STATE OF CALIFORNIA, )ss.  
County of \_\_\_\_\_  
(insert)

each being first duly sworn, depose and say: That he is a member of the firm, association or co-partnership, designated as who is the party making the foregoing or bid; that the other partner, or partners, are that such bid is genuine and not sham or collusive, or made in the interest or behalf of any person not named herein; that said bidder has not colluded, conspired, connived or agreed, directly or indirectly with, or induced or solicited any other bidder or person, firm or corporation to put in a sham bid, or that such other person, firm or corporation shall or should refrain from bidding; and has not in any manner sought by collusion to secure to himself any advantage over or against the City, or any person interested in said improvement, or over any other bidder.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_  
(Signature)

Notary Public in and for the County of \_\_\_\_\_  
State of California (insert)

(Signature)

## Equal Employment Opportunity Certification

The bidder, SUNSHINE CONSTRUCTION, INC., proposed subcontractor, \_\_\_\_\_, hereby certifies that he has X, has not \_\_\_\_\_, participated in a previous contract or subcontract subject to the equal opportunity clauses, as required by Executive Orders 10925, 11114, or 11246, and that, where required, he has filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administering agency, or the former President's Committee on Equal Employment Opportunity, all reports due under the applicable filing requirements.

**Note:** The above certification is required by the Equal Employment Opportunity Regulations of the Secretary of Labor (41 CFR 60-1.7(b) (1)), and must be submitted by bidders and proposed subcontractors only in connection with contracts and subcontracts which are subject to the equal opportunity clause. Contracts and subcontracts, which are exempt from the equal opportunity clause, are set forth in 41 CFR 60-1.5. (Generally only contracts or subcontracts of \$10,000 or under are exempt.)

Currently, Standard Form 100 (EEO-1) is the only report required by the Executive Orders or the implementing regulations.

Proposed prime contractors and subcontractors, who have participated in a previous contract or subcontract subject to the Executive Orders, and have not filed the required reports should note that 41 CFR 60-1.7(b) (1) prevents the award of contracts and subcontracts unless such contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.




## PUBLIC CONTRACT CODE

### Public Contract Code Section 10285.1 Statement

In conformance with Public Contract Code Section 10285.1 (Chapter 376, Stats. 1985), the bidder hereby declares under penalty of perjury under the laws of the State of California that the bidder has \_\_\_\_\_, has not X been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or Federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Public Contract Code Section 1101, with any public entity, as defined in Public Contract Code Section 1100, including the Regents of the University of California or the Trustees of the California State University. The term "bidder" is understood to include any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

Note: The bidder must place a check mark after "has" or "has not" in one of the blank spaces provided. The above Statement is part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of this Statement. Bidders are cautioned that making a false certification may subject the certifier to criminal prosecution.



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## Public Contract Code Section 10162 Questionnaire

In conformance with Public Contract Code Section 10162, the Bidder shall complete, under penalty of perjury, the following questionnaire:

Has the bidder, any officer of the bidder, or any employee of the bidder who has a proprietary interest in the bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a federal, state, or local government project because of a violation of law or a safety regulation?

Yes \_\_\_\_\_ No X

If the answer is yes, explain the circumstances in the following space.

### **Public Contract Code 10232 Statement**

In conformance with Public Contract Code Section 10232, the Contractor, hereby states under penalty of perjury, that no more than one final unappealable finding of contempt of court by a federal court has been issued against the Contractor within the immediately preceding two year period because of the Contractor's failure to comply with an order of a federal court which orders the Contractor to comply with an order of the National Labor Relations Board.

Note: The above Statement and Questionnaire are part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of this Statement and Questionnaire.  
Bidders are cautioned that making a false certification may subject the certifier to criminal prosecution.



---

## DEBARMENT AND SUSPENSION CERTIFICATION

### TITLE 49, CODE OF FEDERAL REGULATIONS, PART 29

The bidder, under penalty of perjury, certifies that, except as noted below, he/she or any other person associated therewith in the capacity of owner, partner, director, officer, manager:

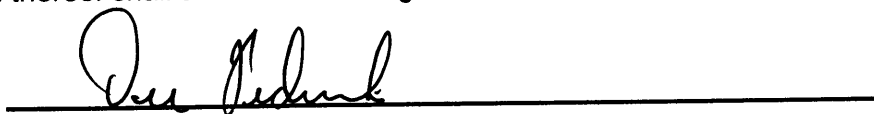
- is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any Federal agency;
- has not been suspended, debarred, voluntarily excluded or determined ineligible by any Federal agency within the past 3 years;
- does not have a proposed debarment pending; and
- has not been indicted, convicted, or had a civil judgement rendered against it by a court of competent jurisdiction in any matter involving fraud or official misconduct within the past 3 years.

If there are any exceptions to this certification, insert the exceptions in the following space.

Exceptions will not necessarily result in denial of award, but will be considered in determining bidder responsibility. For any exception noted above, indicate below to whom it applies, initiating agency, and dates of action.

Notes: Providing false information may result in criminal prosecution or administrative sanctions.

The above certification is part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of this Certification.



## **NON-LOBBYING CERTIFICATION FOR FEDERAL-AID CONTRACTS**

The prospective participant certifies, by signing and submitting this bid or proposal, to the best of his or her knowledge and belief, that:

- (1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in conformance with its instructions.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The prospective participant also agrees by submitting his or her bid or proposal that he or she shall require that the language of this certification be included in all lower tier subcontracts, which exceed \$100,000 and that all such sub-recipients shall certify and disclose accordingly.

# DISCLOSURE OF LOBBYING ACTIVITIES

COMPLETE THIS FORM TO DISCLOSE LOBBYING ACTIVITIES PURSUANT TO 31 U.S.C. 1352

## 1. Type of Federal Action:

☐

- a. contract
- b. grant
- c. cooperative agreement
- d. loan
- e. loan guarantee
- f. loan insurance

## 2. Status of Federal Action:

☐

- a. bid/offer/application
- b. initial award
- c. post-award

## 3. Report Type:

☐

- a. initial
- b. material change

For Material Change Only:

year \_\_\_\_\_ quarter \_\_\_\_\_

date of last report \_\_\_\_\_

## 4. Name and Address of Reporting Entity

☐

Prime

☐

Subawardee

Tier \_\_\_\_\_, if known

## 5. If Reporting Entity in No. 4 is Subawardee, Enter Name and Address of Prime:

Congressional District, if known

## 6. Federal Department/Agency:

Congressional District, if known

## 7. Federal Program Name/Description:

CFDA Number, if applicable \_\_\_\_\_

## 8. Federal Action Number, if known:

## 9. Award Amount, if known:

## 10. a. Name and Address of Lobby Entity (If individual, last name, first name, MI)

## b. Individuals Performing Services (including Address if different from No. 10a) (last name, first name, MI)

(attach Continuation Sheet(s) if necessary)

## 11. Amount of Payment (check all that apply)

\$ \_\_\_\_\_ ☐ Actual ☐ planned

## 13. Type of Payment (check all that apply)

## 12. Form of Payment (check all that apply):

☐

a. cash

☐

b. in-kind; specify: nature \_\_\_\_\_  
value \_\_\_\_\_

☐  
☐  
☐  
☐  
☐  
☐

- a. retainer
- b. one-time fee
- c. commission
- d. contingent fee
- e. deferred
- f. other, specify \_\_\_\_\_

## 14. Brief Description of Services Performed or to be performed and Date(s) of Service, including officer(s), employee(s), or member(s) contacted, for Payment Indicated in Item 11:

(attach Continuation Sheet(s) if necessary)

## 15. Continuation Sheet(s) attached: Yes ☐ No ☐

16. Information requested through this form is authorized by Title 31 U.S.C. Section 1352. This disclosure of lobbying reliance was placed by the tier above when his transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to Congress semiannually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Signature: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Telephone No.: \_\_\_\_\_ Date: \_\_\_\_\_

Authorized for Local Reproduction  
Standard Form - LLL

Federal Use Only:

## INSTRUCTIONS FOR COMPLETION OF SF-LLL, DISCLOSURE OF LOBBYING ACTIVITIES

This disclosure form shall be completed by the reporting entity, whether subawardee or prime Federal recipient, at the initiation or receipt of covered Federal action or a material change to previous filing pursuant to title 31 U.S.C. section 1352. The filing of a form is required for such payment or agreement to make payment to lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress an officer or employee of Congress or an employee of a Member of Congress in connection with a covered Federal action. Attach a continuation sheet for additional information if the space on the form is inadequate. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered Federal action for which lobbying activity is and/or has been secured to influence, the outcome of a covered Federal action.
2. Identify the status of the covered Federal action.
3. Identify the appropriate classification of this report. If this is a follow-up report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last, previously submitted report by this reporting entity for this covered Federal action.
4. Enter the full name, address, city, state and zip code of the reporting entity. Include Congressional District if known. Check the appropriate classification of the reporting entity that designates if it is or expects to be a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the first tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in Item 4 checks "Subawardee" then enter the full name, address, city, state and zip code of the prime Federal recipient. Include Congressional District, if known.
6. Enter the name of the Federal agency making the award or loan commitment. Include at least one organization level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the Federal program name or description for the covered Federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans and loan commitments.
8. Enter the most appropriate Federal identifying number available for the Federal action identification in item 1 (e.g., Request for Proposal (RFP) number, Invitation for Bid (IFB) number, grant announcement number, the contract grant or loan award number, the application/proposal control number assigned by the Federal agency). Include prefixes, e.g., "RFP-DE-90-001."
9. For a covered Federal action where there has been an award or loan commitment by the Federal agency, enter the Federal amount of the award/loan commitments for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, state and zip code of the lobbying entity engaged by the reporting entity identified in item 4 to influence the covered Federal action.  
(b) Enter the full names of the individual(s) performing services and include full address if different from 10 (a). Enter Last Name, First Name and Middle Initial (MI).
11. Enter the amount of compensation paid or reasonably expected to be paid by the reporting entity (item 4) to the lobbying entity (item 10). Indicate whether the payment has been made (actual) or will be made (planned). Check all boxes that apply. If this is a material change report, enter the cumulative amount of payment made or planned to be made.
12. Check the appropriate box(es). Check all boxes that apply. If payment is made through an in-kind contribution, specify the nature and value of the in-kind payment.
13. Check the appropriate box(es). Check all boxes that apply. If other, specify nature.
14. Provide a specific and detailed description of the services that the lobbyist has performed or will be expected to perform and the date(s) of any services rendered. Include all preparatory and related activity not just time spent in actual contact with Federal officials. Identify the Federal officer(s) or employee(s) contacted or the officer(s) employee(s) or Member(s) of Congress that were contacted.
15. Check whether or not a continuation sheet(s) is attached.
16. The certifying official shall sign and date the form, print his/her name title and telephone number.

Public reporting burden for this collection of information is estimated to average 30 minutes per response, including time for reviewing instruction, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, D.C. 20503.

SF-LLL-Instructions

Rev. 06-04-90«ENDIF»

# Fidelity and Deposit Company

POST OFFICE BOX 1227

OF MARYLAND  
BID BOND

BALTIMORE, MD 21203

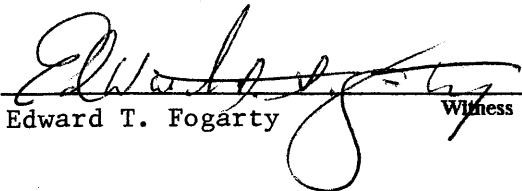
KNOW ALL MEN BY THESE PRESENTS:

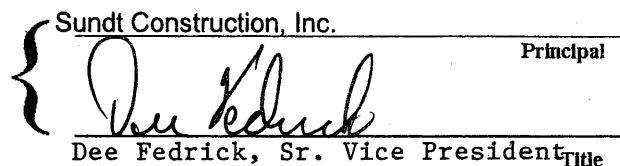
That we, Sundt Construction, Inc., as  
Principal, (hereinafter called the "Principal"), and the Fidelity and Deposit Company of Maryland, P.O.  
Box 1227, Baltimore, Maryland 21203, a corporation duly organized under the laws of the State of  
Maryland, as Surety, (hereinafter called the "Surety"), are held and firmly bound unto City of Stockton,  
California as Obligee, (hereinafter called the "Obligee"), in the  
sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT BID Dollars (\$ - - - -),  
for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind  
ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these  
presents.

WHEREAS, the Principal has submitted a bid South Stockton Aqueduct, Project No. 02-010

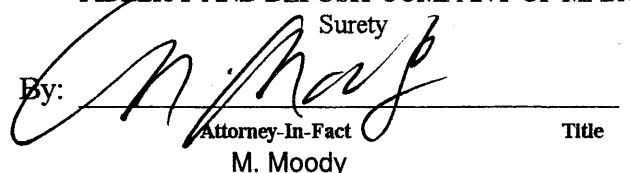
NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall  
enter into a contract with the Obligee in accordance with the terms of such bid and give such bond or bonds  
as may be specified in the bidding or contract documents with good and sufficient surety for the faithful  
performance of such contract and for the prompt payment of labor and material furnished in the prosecution  
thereof, or in the event of the failure of the Principal to enter into such contract and give such bond or bonds,  
if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount  
specified in said bid and such larger amount for which the Obligee may in good faith contract with another  
party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to  
remain in full force and effect.

Signed and sealed this 5th day of November A.D. 2004.

  
Edward T. Fogarty  
Witness

Sundt Construction, Inc. (Seal)  
Principal  
  
Dee Fedrick, Sr. Vice President  
Title

FIDELITY AND DEPOSIT COMPANY OF MARYLAND

Surety  
By:  (Seal)  
Attorney-In-Fact  
M. Moody  
Title

Witness



## CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

*State of California*

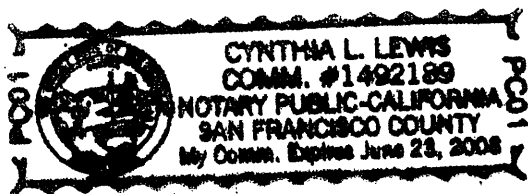
*County of San Francisco*

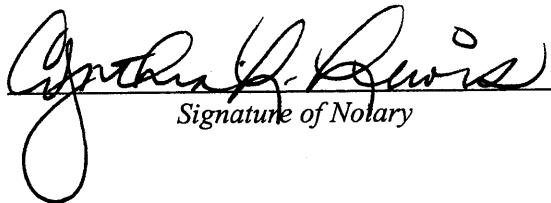
On            November 5, 2004            before me,            Cynthia L. Lewis, Notary Public  
personally appeared ----- M. Moody -----

☒ personally known to me - OR -

☐ proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



  
Signature of Notary



**ZURICH**

## **THIS IMPORTANT DISCLOSURE NOTICE IS PART OF YOUR BOND**

We are making the following informational disclosures in compliance with The Terrorism Risk Insurance Act of 2002. No action is required on your part.

### **Disclosure of Terrorism Premium**

The premium charge for risk of loss resulting from acts of terrorism (as defined in the Act) under this bond is \$ waived. This amount is reflected in the total premium for this bond.

### **Disclosure of Availability of Coverage for Terrorism Losses**

As required by the Terrorism Risk Insurance Act of 2002, we have made available to you coverage for losses resulting from acts of terrorism (as defined in the Act) with terms, amounts, and limitations that do not differ materially as those for losses arising from events other than acts of terrorism.

### **Disclosure of Federal Share of Insurance Company's Terrorism Losses**

The Terrorism Risk Insurance Act of 2002 establishes a mechanism by which the United States government will share in insurance company losses resulting from acts of terrorism (as defined in the Act) after a insurance company has paid losses in excess of an annual aggregate deductible. For 2002, the insurance company deductible is 1% of direct earned premium in the prior year; for 2003, 7% of direct earned premium in the prior year; for 2004, 10% of direct earned premium in the prior year; and for 2005, 15% of direct earned premium in the prior year. The federal share of an insurance company's losses above its deductible is 90%. In the event the United States government participates in losses, the United States government may direct insurance companies to collect a terrorism surcharge from policyholders. The Act does not currently provide for insurance industry or United States government participation in terrorism losses that exceed \$100 billion in any one calendar year.

### **Definition of Act of Terrorism**

The Terrorism Risk Insurance Act defines "act of terrorism" as any act that is certified by the Secretary of the Treasury, in concurrence with the Secretary of State and the Attorney General of the United States:

1. to be an act of terrorism;
2. to be a violent act or an act that is dangerous to human life, property or infrastructure;
3. to have resulted in damage within the United States, or outside of the United States in the case of an air carrier (as defined in section 40102 of title 49, United 17 States Code) or a United States flag vessel (or a vessel based principally in the United States, on which United States income tax is paid and whose insurance coverage is subject to regulation in the United States), or the premises of a United States mission; and
4. to have been committed by an individual or individuals acting on behalf of any foreign person or foreign interest as part of an effort to coerce the civilian population of the United States or to influence the policy or affect the conduct of the United States Government by coercion.

But, no act shall be certified by the Secretary as an act of terrorism if the act is committed as part of the course of a war declared by Congress (except for workers' compensation) or property and casualty insurance losses resulting from the act, in the aggregate, do not exceed \$5,000,000.

**These disclosures are informational only and do not modify your bond or affect your rights under the bond.**

**Power of Attorney**  
**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a corporation of the State of Maryland, by PAUL C. ROGERS, Vice President, and T. E. SMITH, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Company, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint **Cynthia L. LEWIS, Susan HECKER, Janet C. ROJO, Swan LEE, Betty L. TOLENTINO, M. MOODY and Maureen O'CONNELL, all of San Francisco, California, EACH** as true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed, ~~any and all bonds and undertakings~~, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md., in their own proper persons. This power of attorney revokes that issued on behalf of Cynthia L. LEWIS, Susan HECKER, Janet C. ROJO, Swan LEE, Laura L. PLAISANT, Betty L. TOLENTINO, Antoinette D. MITCHELL, M. MOODY, Peter D. HOLLEY, Maureen O'CONNELL, dated January 12, 2004.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Company, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seal of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 2nd day of June, A.D. 2004.

ATTEST:

**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



T. E. Smith

Assistant Secretary

By:

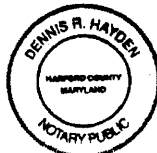
Paul C. Rogers

Vice President

State of Maryland }  
City of Baltimore } ss:

On this 2nd day of June, A.D. 2004, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came PAUL C. ROGERS, Vice President, and T. E. SMITH, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself depose and saith, that they are the said officers of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and that the said Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



Dennis R. Hayden

Notary Public

My Commission Expires: February 1, 2005

## EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND

"Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertaking, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto."

### CERTIFICATE

I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed."

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said Company,

this 5th day of November, 2004.

  
Assistant Secretary

(This is a sample only. Please use the Bidder's Bond provided by your surety.)

**CITY OF STOCKTON  
DEPARTMENT OF MUNICIPAL UTILITIES**

**BIDDER'S BOND**

We, \_\_\_\_\_ as Principal, and  
\_\_\_\_\_

as Surety are bound unto the City of Stockton, State of California, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally,

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitted to the Obligee, for \_\_\_\_\_

\_\_\_\_\_  
(Copy here the exact description of work, including location as it appears on the proposal)

for which bids are to be opened at \_\_\_\_\_ on \_\_\_\_\_  
(Insert place where bids will be opened) (Insert date of bid opening)

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in conformance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event suit is brought upon this bond by the Obligee and judgement is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Principal  
\_\_\_\_\_  
Surety  
By \_\_\_\_\_  
Attorney-in-fact

**CERTIFICATE OF ACKNOWLEDGEMENT**

State of California  
City of Stockton SS

On this \_\_\_\_\_ day of \_\_\_\_\_ in the year 20 \_\_\_\_ before me  
\_\_\_\_\_, personally appeared \_\_\_\_\_  
Attorney-in-fact

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to this instrument as the attorney-in-fact of \_\_\_\_\_, and acknowledged to me that he (she) subscribed the name of the said company thereto as surety, and his (her) own name as attorney-in-fact.

(SEAL)

\_\_\_\_\_  
Notary Public

**Addendum No. 1**

CITY OF STOCKTON  
MUNICIPAL UTILITIES DEPARTMENT

**RECEIVED**  
**OCT 27 2004**  
**SUNDT CONSTRUCTION, INC.**

**ADDENDUM NO. 1**

for

**SOUTH STOCKTON AQUEDUCT**

**PROJECT NO. MUD-02-010**

**EDA Award No. 07-01-05485**

October 26, 2004

TO: ALL PLANHOLDERS

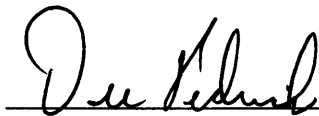
The enclosed clarifications, changes, additions and/or deletions are hereby made a part of the Contract Documents for the construction of the above-referenced project fully and completely as if the same were set forth therein.

The Bidding Schedules have significantly changed – the one Bidding Schedule will be divided into two separate Bidding Schedules A and B.

Acknowledge receipt of this Addendum in the space provided below, and submit this page with the bid. Failure to submit this acknowledgment with the bid shall result in the bid being rejected as non-responsive.

MARK J. MADISON

DIRECTOR OF MUNICIPAL UTILITIES



== Sign Here

Bidder's Signature - Dee Fedrick, Sr. Vice President

Sundt Construction, Inc.

11/10/04

Firm Name

Date

**Addendum No. 2**

CITY OF STOCKTON  
MUNICIPAL UTILITIES DEPARTMENT

**ADDENDUM NO. 2**

for

**SOUTH STOCKTON AQUEDUCT**

**PROJECT NO. MUD-02-010**

**EDA Award No. 07-01-05485**

November 2, 2004

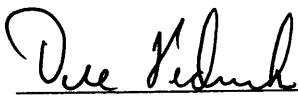
**RECEIVED**  
**NOV 03 2004**  
**SUNDT CONSTRUCTION, INC.**

TO: ALL PLANHOLDERS

The enclosed clarifications, changes, additions and/or deletions are hereby made a part of the Contract Documents for the construction of the above referenced project fully and completely as if the same were set forth therein.

Acknowledge receipt of this Addendum in the space provided below, and submit this page with the bid. Failure to submit this acknowledgment with the bid shall result in the bid being rejected as non-responsive.

MARK J. MADISON  
DIRECTOR OF MUNICIPAL UTILITIES

  
\_\_\_\_\_  
Bidder's Signature - Dee Fedrick, Sr. Vice President

⇐ ⇐ Sign Here

Sundt Construction, Inc.

Firm Name

11/10/04

Date

CITY OF STOCKTON  
MUNICIPAL UTILITIES DEPARTMENT

RECEIVED  
NOV 05 2004  
SUNDT CONSTRUCTION, INC.

**ADDENDUM NO. 3**

for

**SOUTH STOCKTON AQUEDUCT**

**PROJECT NO. MUD-02-010**

**EDA Award No. 07-01-05485**

November 4, 2004

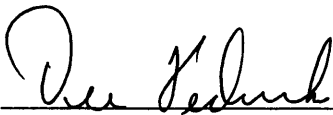
TO: ALL PLANHOLDERS

The following clarifications, changes, additions and/or deletions are hereby made a part of the Contract Documents for the construction of the above referenced project fully and completely as if the same were set forth therein.

Acknowledge receipt of this Addendum in the space provided below, and submit this page with the bid. Failure to submit this acknowledgment with the bid shall result in the bid being rejected as non-responsive.

MARK J. MADISON

DIRECTOR OF MUNICIPAL UTILITIES



== Sign Here

Bidder's Signature - Dee Fedrick, Sr. Vice President

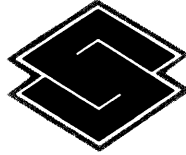
Sundt Construction, Inc.

11/10/04

Firm Name

Date





**SUNDT**  
CONSTRUCTION, INC.  
www.sundt.com

**POWER OF ATTORNEY**

Date: November 10, 2004

I hereby delegate Power of Attorney to Robert Sullivan for the purpose of making modifications, if required, to the Sundt Construction, Inc. bid proposal for the following project:

City of Stockton Department of Municipal Utilities  
South Stockton Aqueduct  
Project No. MUD 02-010

This project bids on the 10th day of November, 2004 at 2:00 P.M.

Sundt Construction, Inc.

By: Dee Fedrick  
Dee Fedrick, Vice President

*We Make Projects Work.<sup>sm</sup>*

320 DEER ISLAND LANE • NOVATO, CA (94945) • P. O. Box 688 (94948) • 415.892.0848 • FAX: 415.892.8257

DALLAS • NOVATO • PHOENIX • SACRAMENTO • SAN DIEGO • TUCSON

CONTRACTOR  
LICENSES:

ARIZONA

ROC068012-A  
ROC068013-B-01

ROC068014-L-09  
ROC078088-L-04

ROC078799-L-37  
ROC076561-L-39

ROC076101-L-11  
ROC067653-B

CALIFORNIA  
NEVADA

453175-A-B  
22067-A-B

**City of Stockton Public Works Department  
Solid Waste Division  
425 N. El Dorado Street  
Stockton, CA 95202**



Project Size: Sq. Feet

***The City of Stockton requires that permitted construction and demolition projects recycle at minimum 50% of all project materials generated by their projects. All permittees are required to complete this checklist prior to obtaining a building or demolition permit. At the conclusion of the project, the permittee must report all tons recycled and disposed by material type and file a Construction and Demolition Debris Recycling Report with the City of Stockton Public Works Department within 60 days of job completion.***

*Use this form to begin thinking about which materials can be salvaged, reused, recycled. Please check all materials to be generated as a result of this project and estimate quantities:*

(Specify tons or cubic yards, if possible)

- ☐ Asphalt
- ☐ Brick
- ☐ Cardboard
- ☐ Concrete
- ☐ Dirt/Clean Fill
- ☐ Drywall/Sheetrock
- ☐ Lumber
- ☐ Plastic
- ☐ Roofing Materials
- ☐ Metals
- ☐ Mixed Materials
- ☐ Yard Trimmings/Green Waste
- ☐ Salvaged Items (i.e. fixtures, lumber, windows, etc.)
- ☐ Other Materials (please list)

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.☐

***Check here that you understand that you must also complete a Construction and Demolition Debris Recycling Report within 60 days of job completion. Call 209-937-8831 for technical assistance after reading all forms.***

Date \_\_\_\_\_